

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: PEDERSEN, Morten
 Serial No.: 10/053,883
 Filed: January 24, 2002
 For: ASSAY AND KIT FOR ANALYZING GENE EXPRESSION
 Confirmation No.: 5403

Art Unit: 1637
 Examiner: HORLICK, K.
 Washington, D.C.
 Atty.'s Docket: PEDERSEN=1A
 Date: August 30, 2004

U.S. Patent and Trademark Office
 2011 South Clark Place
 Customer Window
 Crystal Plaza Two, Lobby, Room 1B03
 Arlington, Virginia 22202



Sir:

Transmitted herewith is an [XX] Amendment [] in the above-identified application.

[] Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.

[XX] Small entity status of this application under 37 CFR 1.9 and 1.27 has been previously asserted.

[] A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.

[] No additional fee is required.

The fee has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	Small Entity			Other Than a Small Entity		
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra		Rate	Additional Fee		Rate
Total	108	Minus	104	4		x 9	\$36.00		x18
Indep.	4	Minus	4	0		x43	\$		x86
First Presentation of Multiple Dependent Claim					145	\$		+290	\$
T O T A L A D D I T I O N A L C L A I M S F E E							\$36.00	Total	\$

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
 ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
 *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col.1 of a prior amendment of the number of claims originally filed.

[XX] Conditional Petition for Extension of Time

If any extension of time for a response is required applicant requests that this be considered a petit

[] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity

Other Than Small Entity

Response Filed Within

Response Filed Within

[] First - \$ 55.00
 [] Second - \$ 210.00
 [] Third - \$ 475.00
 [] Fourth - \$ 740.00
 [] Fifth - \$1005.00

[] First - \$ 110.00
 [] Second - \$ 420.00
 [] Third - \$ 950.00
 [] Fourth - \$1480.00
 [] Fifth - \$2010.00

[] Less fees (\$) already paid for months extension of time on .

[] Please charge my Deposit Account No. 02-4035 in the amount of \$. A duplicate copy of this sheet is attached.

[] A check in the amount of \$ is attached (check no.).

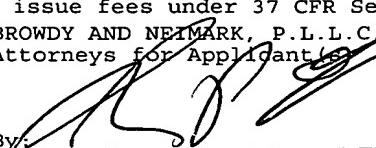
[XX] Credit Card Payment Form, PTO-2038, authorizing payment in the amount of \$36.00 is attached.

[XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR Section 1.16 and all patent processing fees under 37 CFR Section 1.17 throughout the prosecution of the case.

This blanket authorization does not include patent issue fees under 37 CFR Section 1.18.

BROWDY AND NEIMARK, P.L.L.C.
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By: 
 IVER P. COOPER
 Registration No. 28,005



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AMENDMENT

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S i r :

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 36 of this paper.

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